

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ASBESTOS PRODUCTS : Consolidated Under
LIABILITY LITIGATION (No. VI) : MDL DOCKET NO. 875
:
CERTAIN PLAINTIFFS :
:
:
v. : Transferred from Various
: Districts

FILED

CERTAIN DEFENDANTS

MAR 8 2011

MICHAEL E. KUNZ, Clerk
By _____ Dep. Clerk

O R D E R

AND NOW, this 7th day of March, 2011, it is hereby
ORDERED that hearings on all pending opposed dispositive
motions, including motions for summary judgment, in the cases
listed in Exhibit "A", attached, will be held on **April 5, 2011**,
at **10:00 a.m.** in Courtroom 11A, James A. Byrne United States
Courthouse, 601 Market Street, Philadelphia, Pennsylvania
19106.¹ This Order supercedes any previously entered Order
concerning the date on which the hearing will be held and
provides for a protocol to be followed by Plaintiffs' counsel
prior to this hearing.²

¹ Only parties with pending opposed dispositive motions are expected to appear at the hearing. The Court will grant unopposed motions prior to or shortly after the hearing.

² However, if any of the listed cases have been referred to a Magistrate Judge, and is subject to a separate scheduling track, please inform the Court and the case will be removed from the list. The Magistrate Judges will be handling these cases in

It is further **ORDERED** that this conference constitutes the final pre-remand conference in each of these cases.

Therefore, prior to the hearing date, Plaintiffs' counsel must inform the Court as to the status of the case, which must fall into one of the following three categories:

- (1) Case should be dismissed to the "**bankruptcy only**" docket, and a proposed order has been filed.
- (2) Case has been **settled**, and a proposed order has been filed.
- (3) The case complies with the factors set forth in Administrative Order 18,³ and the case is ready to be remanded to the transferee court.

It is further **ORDERED** that if the case is ready to be remanded to the transferee court, Plaintiffs' counsel shall provide to the Court, prior to the hearing date, a list of all

the context of the individual scheduling orders they have entered in individual cases or groups of cases referred to them.

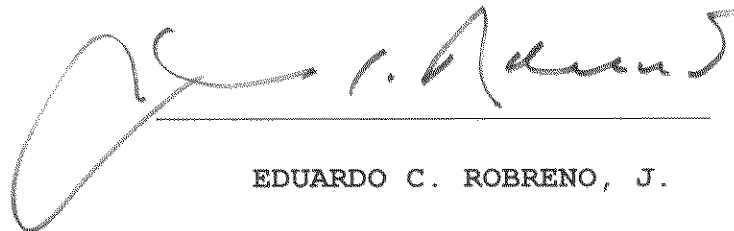
Additionally, if any of these cases are subject to a scheduling order in which the time for dispositive motions has not yet passed, please inform the Court and the case will be removed from the list.

³ Administrative Order 18 is available at:
http://www.paed.uscourts.gov/documents/MDL/MDL875/Administrative_Order_18.pdf.

remaining viable defendants to be pursued at trial. The Court will dismiss all other viable defendants, and stay proceedings against bankrupt defendants.

It is further **ORDERED** that if there are no pending motions remaining in the case, and counsel informs the Court as to the status of the case prior to the date of the hearing, appearance at the hearing is excused. Failure to appear at the hearing without a prior status update may result in the dismissal of the case.

AND IT IS SO ORDERED.



A handwritten signature in black ink, appearing to read 'E. Robreno', is written over a horizontal line. The signature is stylized with a large loop at the beginning and a long, sweeping tail.

EDUARDO C. ROBRENO, J.

Exhibit A**Eastern District of New York**

2:07-cv-66200-ER	LOIS JOHNSON	7/16/2007	NY-E
2:07-cv-67142-ER	ANNE TULLIO	7/16/2007	NY-E
2:07-cv-66619-ER	HENRY RUNEY	7/16/2007	NY-E
2:07-cv-66922-ER	JAMES DONAGHY	7/16/2007	NY-E
2:07-cv-66967-ER	DOUGLAS BERGER	7/16/2007	NY-E
2:07-cv-67170-ER	FRANK ANSELMO	7/16/2007	NY-E
2:07-cv-67174-ER	EDWARD ZALINSKI	7/16/2007	NY-E
2:07-cv-67180-ER	WAYNE CORCORAN	7/16/2007	NY-E
2:07-cv-67181-ER	ROGER BAUER	7/16/2007	NY-E

Minnesota

2:09-cv-66070-ER	RICHARD KNOWLEN	4/20/2009	MN
2:09-cv-66070-ER	LUCILLE KNOWLEN	4/20/2009	MN
2:09-cv-66071-ER	JOSEPH MIGLIACCIO	4/20/2009	MN
2:09-cv-66074-ER	LEO SELZ	4/20/2009	MN
2:09-cv-66075-ER	EDWARD TATICEK	4/20/2009	MN
2:09-cv-67417-ER	JOHN SCANLAN	5/11/2009	MN

Oregon

2:09-cv-64572	VIVIAN DUNN	4/6/2009	OR
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MAILED:

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THOMAS RHATIGAN
TIMOTHY MASTERSON
TIMOTHY MCCANN
TRACEY MCDEVITT H
WILLIAM BRADLEY
WILLIAM KUZMIN